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OMB No. 0651-0027 (exp. 5/31/2002)  
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## RECORDATION FORM COVER SHEET

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To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

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**PACIFIC NANOTECHNOLOGY, INC.**

Additional names(s) of conveying party(ies) ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: 30 January 2009

2. Name and address of receiving party(ies):

Name: **AGILENT TECHNOLOGIES, INC**

Internal Address: **Legal Department, DL429**

**Intellectual Property Administration**

Street Address: **P.O. Box 7599**

City: **Loveland** State: **CO** ZIP: **80537**

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

Filing Date

B. Patent No.(s)

**5,949,070**

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **AGILENT TECHNOLOGIES, INC.**

Internal Address: **Legal Department, DL429**

**Intellectual Property Administration**

Street Address: **P.O. Box 7599**

City: **Loveland** State: **CO** ZIP: **80537**

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41): .....\$ **40.00**

- ☐ Enclosed - Any excess or insufficiency should be credited or debited to deposit account  
☒ Authorized to be charged to deposit account

8. Deposit account number:

**50-1078**

(Attach duplicate copy of this page if paying by deposit account)

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

**William S. Francos**

**/William S. Francos/**

**29 April 2009**

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: **4**

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**PATENT**

**REEL: 022610 FRAME: 0372**

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## PATENT ASSIGNMENT AGREEMENT

THIS PATENT ASSIGNMENT (this "Assignment") is effective as of the last one of the two below dates the Assignment is signed ("Effective Date"), between Pacific Nanotechnology, Inc., a corporation incorporated under the laws of Delaware ("Assignor"), and Agilent Technologies, Inc., a corporation incorporated under the laws of Delaware ("Assignee"), hereafter collectively referred to as the "Parties".

NOW, THEREFORE, for good and valuable consideration, it is hereby agreed by and between the Parties as follows:

Capitalized terms used in this Assignment which are not otherwise defined herein shall have the meanings set forth in the APA.

1. Assignor hereby grants, conveys and assigns to Assignee, by execution hereof, the Intellectual Property (as defined in the APA), including without limitation (a) the Patents and Patent Applications listed on Schedule A hereto (the "Assigned Patents").
2. Assignor further grants, conveys and assigns to Assignee all its right, title and interest in and to any and all proceeds, causes of action and rights of recovery for past and future infringement or misappropriation of any of the Assigned Patents.
3. Assignor further grants, conveys and assigns to Assignee all its right, title and interest in and to any and all rights of Assignor to obtain reissues, re-examinations, continuations, continuations-in-part, divisions, extensions or other legal protections arising solely from the Assigned Patents and Related Rights that are or may be secured in any relevant jurisdiction anywhere in the world, including (but not limited to) the United States, its territories and possessions, now or hereinafter in effect.
4. This Agreement may be executed in counterparts, each of which will be deemed an original, but all of which together constitute one and the same original.

IN WITNESS WHEREOF, the undersigned has caused this Assignment to be duly

executed and delivered as of the Effective Date above first written.

AGILENT TECHNOLOGIES, INC.

By: Shirley Ann Roberton  
Name: Shirley Ann Roberton  
Title: VP Corporate Development  
January 30, 2009

PACIFIC NANOTECHNOLOGY, INC.

By: Gary D. Aden  
Name: Gary D. Aden  
Title: President + CEO  
January 30, 2009

**Schedule A****U.S. PATENTS**

<b>U.S. Patent No.</b>	<b>Title</b>
5,811,802	SCANNING PROBE MICROSCOPE WITH HOLLOW POINT ASSEMBLY
5,949,070	SCANNING FORCE MICROSCOPE WITH INTEGRAL LASER-SCANNER AND INDEPENDENT STATIONARY DETECTOR
7,253,408	ENVIRONMENTAL CELL FOR A SCANNING PROBE MICROSCOPE
7,435,955	SCANNING PROBE MICROSCOPE CONTROL SYSTEM

**U.S. PATENT APPLICATIONS**

<b>U.S. Patent Application No.</b>	<b>Title</b>
08/516,771	SCANNING FORCE MICROSCOPE WITH INTEGRAL LASER-SCANNER-CANTILEVER AND INDEPENDENT STATIONARY DETECTOR <b>Abandoned on May 3, 1997</b>
Not Assigned	SYSTEM FOR CONTROLLING X,Y,Z MOTION OF A SCANNING PROBE MICROSCOPE SAMPLE STAGE
12/214,081	OSCILLATING SCANNING PROBE MICROSCOPE Continuation of Serial no.: 10/700,794, filed 11/04/2003, w/ Pub. No. 2005092907
61/134,463 Filed 07/09/2008	DUAL SCANNER SCANNING PROBE MICROSCOPE

**FOREIGN PATENT APPLICATIONS**

<b>Foreign Patent Application No.</b>	<b>Title</b>
European Patent Application No. EP1996305748.4	SCANNING FORCE MICROSCOPE WITH OPTICAL DEVICE Filed 08/05/1996, w/Pub. No. EP0759537; <b>Abandoned on 05/31/2003;</b> Corresponds to U.S. Patents No. 5,811,802 & 5,949,070
European Patent Application No. EP1997307471.9	SCANNING PROBE MICROSCOPE WITH HOLLOW POINT PIVOT ASSEMBLY Filed 09/24/1997, w/Pub. No. EP0833125; <b>Abandoned on 10/23/2003</b>
Japanese Patent Application No. JP2004-0320126	OSCILLATING SCANNING PROBE MICROSCOPE Filed 11/04/2004; publication no. JP2005140782 (A)